

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

UNITED STATES OF AMERICA, *et al.*,

*Plaintiffs,*

v.

JETBLUE AIRWAYS CORPORATION and  
SPIRIT AIRLINES, INC.,

*Defendants.*

Civil Action No.: 1:23-cv-10511-WGY

**JOINT MOTION FOR ENTRY OF  
SCHEDULING AND CASE MANAGEMENT ORDER**

Pursuant to Local Rule 16.1(d) and the Court’s March 21, 2023 Order (ECF No. 65), all Parties jointly submit the attached [Proposed] Scheduling and Case Management Order (“CMO”). After conferral by teleconference on March 14, 16, 19, 27, and 30, 2023 and by email, the Parties have agreed on most provisions of the CMO. The Parties respectfully request the Court’s decision on the following issues:

- Expert discovery sequence and schedule (CMO ¶ 1)
- Schedule for post-trial submissions and closing arguments (CMO ¶ 1)
- Third-party subpoena disputes (CMO ¶ 11)
- Deposition designations from witnesses who will be called live at trial (CMO ¶ 21(c))
- Production of documents concerning Defendants’ proposed divestitures (CMO ¶ 24) and alleged benefits/network plans (CMO ¶ 25)

The Parties’ proposals on these disputed issues and brief statements in support thereof are set forth in the CMO.

Dated: April 4, 2023

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that this document filed through the ECF system will be sent electronically to counsel of record for all parties as identified on the Notice of Electronic Filing (NEF).

/s/ Edward W. Duffy

Dated: April 4, 2023